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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PATRICIA DESANTIS, individually and as)
Successor in Interest for RICHARD)
DESANTIS, deceased, and as Guardian Ad)
Litem for DANI DESANTIS, a minor and)
TIMOTHY FARRELL, a minor,)
Plaintiffs,)
v.)
CITY OF SANTA ROSA, JERRY)
SOARES, RICH CELLI, TRAVIS MENKE,)
PATRICIA MANN and DOES 1 through)
25, inclusive,)
Defendants.)

Case No. C07 3386

**DECLARATION OF PATRICIA
DESANTIS RE COMMENCEMENT OF
ACTION BY SUCCESSOR IN INTEREST**

[C.C.P. § 377.32]

I, Patricia DeSantis, declare as follows:

1. The decedent, Richard DeSantis, was my husband at the time of his death. A true and correct copy of our marriage certificate is attached hereto as **Exhibit A**. He was shot and killed by police officers outside of our home in Santa Rosa, California during the early morning hours of April

1 9, 2007.

2 2. No proceeding is now pending in California for administration of the decedent's
3 estate.

4 3. I am the decedent's successor in interest as defined by California Code of Civil
5 Procedure § 377.11 because I am the beneficiary of the decedent's estate as defined by California
6 Code of Civil Procedure § 377.10(b).

7 4. No other person has a superior right to bring this action or to be substituted for the
8 decedent in the pending action.

9 I declare under the penalty of perjury under the laws of the state of California that the
10 foregoing is true and correct. Executed on this ____ day of August, 2007.

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13 By: _____
14 Patricia DeSantis
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2. No proceeding is now pending in California for administration of the decedent's estate.

3. I am the decedent's successor in interest as defined by California Code of Civil Procedure § 377.11 because I am the beneficiary of the decedent's estate as defined by California Code of Civil Procedure § 377.10(b).

4. No other person has a superior right to bring this action or to be substituted for the decedent in the pending action.

I declare under the penalty of perjury under the laws of the state of California that the foregoing is true and correct. Executed on this 22nd day of August, 2007.

By: Patricia DeSantis
Patricia DeSantis

EXHIBIT A

COUNTY of SOLANO

LICENSE AND CERTIFICATE OF MARRIAGE

NEW MARRIAGE

STATE FILE NUMBER		MUST BE LEGIBLE - MAKE NO ERASURES, WHITEOUTS OR OTHER ALTERATIONS				LOCAL REGISTRATION NUMBER	
GROOM PERSONAL DATA	1A. NAME OF GROOM - FIRST (GIVEN)	1B. MIDDLE	1C. LAST (FAMILY)		2. DATE OF BIRTH - MONTH, DAY, YEAR		
	RICHARD	TIMOTHY	DESANTIS		01/21/1977		
	3A. RESIDENCE - STREET AND NUMBER	3B. CITY	3C. ZIP CODE	3D. COUNTY - OUTSIDE CALIFORNIA, ENTER STATE	4. STATE OF BIRTH		
	17 ROCKWOOD COURT	VALLEJO	94591	SOLANO	TX		
	5. MAILING ADDRESS - IF DIFFERENT	6. NUMBER OF PREVIOUS MARRIAGES	7A. LAST MARRIAGE ENDED BY:		7B. DATE - MONTH, DAY, YEAR		
---	0	<input type="checkbox"/> DEATH <input type="checkbox"/> DISSOLUTION <input type="checkbox"/> ANNULMENT		--/--/----			
BRIDE PERSONAL DATA	8A. USUAL OCCUPATION	8B. USUAL KIND OF BUSINESS OR INDUSTRY		9. EDUCATION - YEARS COMPLETED			
	PERSONAL AIDE	ADULT CARE		12			
	10A. FULL NAME OF FATHER	10B. STATE OF BIRTH	11A. FULL MAIDEN NAME OF MOTHER		11B. STATE OF BIRTH		
	DAN ANTHONY DESANTIS	SAUDI ARABIA	ADRIANNE KIRK PERRINE		CA		
	12A. NAME OF BRIDE - FIRST (GIVEN)	12B. MIDDLE	12C. CURRENT LAST (FAMILY)		12D. MAIDEN LAST (FAMILY) (IF DIFFERENT THAN 12C)		
PATRICIA	DAWN	FARRELL		13. DATE OF BIRTH - MONTH, DAY, YEAR			
AFFIDAVIT	14A. RESIDENCE - STREET AND NUMBER		14B. CITY	14C. ZIP CODE	14D. COUNTY - OUTSIDE CALIFORNIA, ENTER STATE	15. STATE OF BIRTH	
	17 ROCKWOOD COURT		VALLEJO	94591	SOLANO	CA	
	16. MAILING ADDRESS - IF DIFFERENT	17. NUMBER OF PREVIOUS MARRIAGES	18A. LAST MARRIAGE ENDED BY:		18B. DATE - MONTH, DAY, YEAR		
	---	0	<input type="checkbox"/> DEATH <input type="checkbox"/> DISSOLUTION <input type="checkbox"/> ANNULMENT		--/--/----		
	19A. USUAL OCCUPATION	19B. USUAL KIND OF BUSINESS OR INDUSTRY		20. EDUCATION - YEARS COMPLETED			
SEAMSTRESS	DRY CLEANING		13				
LICENSE TO MARRY	21A. FULL NAME OF FATHER	21B. STATE OF BIRTH	22A. FULL MAIDEN NAME OF MOTHER		22B. STATE OF BIRTH		
	MICHAEL ANTHONY FARRELL	CA	BARBARA DANIELLE MARTIN		GERMANY		
	WE, THE UNDERSIGNED, AN UNMARRIED MAN AND WOMAN, STATE THAT THE FOREGOING INFORMATION IS CORRECT AND TRUE TO THE BEST OF OUR KNOWLEDGE AND BELIEF. THAT NO LEGAL OBJECTION TO THE MARRIAGE NOR TO THE ISSUANCE OF A LICENSE IS KNOWN TO US, AND HEREBY APPLY FOR A LICENSE AND CERTIFICATE OF MARRIAGE.						
	23. SIGNATURE OF GROOM			24. SIGNATURE OF BRIDE			
	<i>Richard J. Desantis</i>			<i>Patricia R. Farrell</i>			
WITNESS(ES) (ONE REQUIRED)	AUTHORIZATION AND LICENSE IS HEREBY GIVEN TO ANY PERSON DULY AUTHORIZED BY THE LAWS OF THE STATE OF CALIFORNIA TO PERFORM A MARRIAGE CEREMONY WITHIN THE STATE OF CALIFORNIA TO SOLEMNIZE THE MARRIAGE OF THE ABOVE NAMED PERSONS. REQUIRED CONSENTS FOR THE ISSUANCE OF THIS LICENSE ARE ON FILE.						
	25A. ISSUE DATE - MONTH, DAY, YEAR	25B. LICENSE EXPIRES AFTER - MONTH, DAY, YEAR	25C. LICENSE NUMBER		25D. COUNTY OF ISSUE		
	12/18/1998	03/18/1999	S-19848001591		SOLANO		
	25E. NAME OF COUNTY CLERK		25F. SIGNATURE OF DEPUTY CLERK (IF APPLICABLE)				
	VIRGINIA RYAN		<i>Anna Gonzalez</i> DEPUTY				
CERTIFICATION OF PERSON SOLEMNIZING MARRIAGE	26A. SIGNATURE OF WITNESS	26B. ADDRESS - STREET AND NUMBER		26C. CITY, STATE AND ZIP CODE			
	<i>Adrienne Desantis</i>	2208 Elliott Drive		American Canyon, California 94589			
	27A. SIGNATURE OF WITNESS	27B. ADDRESS - STREET AND NUMBER		27C. CITY, STATE AND ZIP CODE			
	<i>Michael Farrell</i>	1104 South Bluff Drive		Roseville CA 95678			
	28. I HEREBY CERTIFY THAT THE ABOVE NAMED BRIDE AND GROOM WERE JOINED BY ME IN MARRIAGE IN ACCORDANCE WITH THE LAWS OF THE STATE OF CALIFORNIA.						
LOCAL REGISTRAR OF MARRIAGES (COUNTY RECORDER)	29A. SIGNATURE OF PERSON SOLEMNIZING MARRIAGE		29B. RELIGIOUS DENOMINATION (IF CLERGY)		29C. NAME OF PERSON SOLEMNIZING MARRIAGE (TYPE OR PRINT)		
	<i>Jo Ann Huff</i>		---		JO ANN HUFF		
	29D. OFFICIAL TITLE		29E. MAILING ADDRESS		29F. ZIP CODE		
	C. COMMISSIONER		600 TEXAS ST, FAIRFIELD CA		94533		
	30A. SIGNATURE OF LOCAL REGISTRAR		30B. SIGNATURE OF DEPUTY (IF APPLICABLE)		31. DATE ACCEPTED FOR REGISTRATION		
<i>Robert Blechschmidt</i>		<i>Paul DeLeon</i> DEPUTY		12/18/1998			

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CERTIFIED COPY OF VITAL RECORDS
STATE OF CALIFORNIA, COUNTY OF SOLANO

This is a true and exact reproduction of the document officially registered and placed on file in the office of the SOLANO COUNTY ASSESSOR/RECORDER.

By *Paul DeLeon* Deputy, DATE ISSUED 12-18-1998

This copy is not valid unless prepared on an engraved border displaying the seal, date of issuance and the original signature of the Deputy.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE